

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2016-093883

12/08/2016

HONORABLE LAURA M. RECKART

CLERK OF THE COURT
L. Mitchell
Deputy

IN RE THE MARRIAGE OF
JOY RILEY

DONNA M HOUGEN

AND

RANDY RILEY

JEFFREY C MCCOMBS

TRIAL SET

The Court having received Respondent's Motion to Set and Certificate of Readiness,

IT IS ORDERED setting Trial to the Court on *Petition for Dissolution of a Non-Covenant Marriage With Minor Children* on **April 3, 2017 at 9:00 a.m. (time allotted: 3 hours)** before the Honorable Laura M. Reckart at:

Maricopa County Superior Court
Southeast Judicial District
222 E. Javelina Avenue
Courtroom 402
Mesa, AZ 85210

IT IS FURTHER ORDERED any evidence intended to be submitted as exhibits at the time of trial must be brought to this division **no later than March 24, 2017 with a coversheet listing the description of the exhibits. The exhibits shall be separated by a COLORED sheet of paper. Exhibits must be submitted between 10:00 to 11:45 AM or 1:45 to 3:45 pm on the day designated by this Court.** Any exhibits submitted shall be copied to the opposing

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party at that same time. **The Court encourages the parties to communicate with one another regarding the following 1) If stipulations can be reached on the admission of exhibits 2) Avoidance of submitting duplicate exhibits and 3) Coordination of exhibit numbering. Failure to obey these orders may result in exclusion of the exhibit and/or waiver of objections. NOTE: A BENCH COPY IS NOT NECESSARY UNLESS THE EXHIBITS ARE FINANCIAL IN NATURE OR COMPLEX.**

NOTE: We do not hold spots for supplemental exhibits.

If any exhibits are untimely submitted to this Court, the Court ***will not*** mark those exhibits and the party proffering that exhibit will have to demonstrate good cause for the marking and admission into evidence of that exhibit.

IT IS FURTHER ORDERED that the failure of either party to appear at the time of trial, or to timely present the Joint Pre-Trial Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 76(D), Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(b), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS FURTHER ORDERED that if either party files a request for findings of fact and conclusions of law pursuant to Rule 82, Arizona Rules of Family Law Procedure, each party shall submit proposed findings of fact and conclusions of law to this division by no later than **March 27, 2017.**

IT IS FURTHER ORDERED with regard to discovery and disclosure requirements:

1. Both parties shall complete all disclosure requirements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents, and exhibits on or before **March 3, 2017.**
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed no later than **March 3, 2017.**
3. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution, company, business, medical or healthcare provider, or employer possessing any relevant information.

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IT IS FURTHER ORDERED that counsel for both parties shall confer at least thirty (30) days prior to trial to conduct settlement discussions, prepare a Joint Pre-Trial Statement in accordance with Rule 76(C)(1), Arizona Rules of Family Law Procedure, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case. Thereafter, the Joint Pre-Trial Statement shall be filed and a copy delivered to this division by no later than **March 27, 2017**. Further, pursuant to Rule 76(C) (2), each party shall file with the Joint Pre-Trial Statement the following:

- a) An Affidavit of Financial Information on a form approved by the Court.
- b) If financial/property issues are in dispute, a detailed itemized inventory of property and debt in accordance with Rule 97, form 12, "Inventory of Property and Debt."
- c) A proposed parenting plan.
- d) A proposed parent's worksheet for child support.

IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pre-Trial Statement those exhibits they have agreed will be admissible at trial, as well as any specific objections that will be made to any exhibit, if offered at trial, that is not agreed to be admitted. Reserving all objections to the time of trial will not be permitted.

Counsel and the parties are reminded of their obligation to give prompt notice to the Court of any settlement as required by Rule 70, Arizona Rules of Family Law Procedure.

Continuances, postponements, and schedule changes will not ordinarily be granted. Any postponement or change will be granted only in accordance with appropriate rules, based on a showing of good cause, and requires the express written approval of the Court.

NOTICE

You may request conclusions of fact and law on the following issues, if they are contested: the issues of legal decision making authority, relocation requests, spousal maintenance, community property, community debt, and child support. To request conclusions of fact and law, you must file a written request with the Court before trial. If you make a written request before trial, the Court will make conclusions of fact and law as part of the final decision.

If any party asks the Court to make findings of fact and law on any issue, each party must file written proposed findings of fact and law on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pre-Trial Statement.

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All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half day and \$280 for a full day.

NOTICE: A child should not be brought to the courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of court personnel do not permit them to perform this function.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.